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8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **SANTA ANA DIVISION**

11

12 **In Re:**
13 **RVR GENERAL CONSTRUCTION, INC.**
14

15 **Debtor(s).**

16 **Case No. 6:22-bk-10891-RB**
17 **In Chapter 11 Proceedings**

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19 **SUPPLEMENTAL STATEMENT RE**
INSIDER COMPENSATION FOR
RAFAEL RIVAS, PRESIDENT OF
THE DEBTOR

20 COMES NOW THE DEBTOR RVR GENERAL CONSTRUCTION, INC. (“Debtor”),
21 by and through their undersigned counsel, and provides this supplemental statement regarding
22 the Notice of Setting/Increasing Insider Compensation for Rafael Rivas (“Rivas”), the Debtor’s
23 President, with the Court on 3/18/2022, said document being on the Docket as Document
24 Number 27 and hereinafter referred to as the Insider Compensation Notice.
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28 **Supplemental Statement Re Insider Compensation for Rafael Rivas, President of the Debtor**

The Insider Compensation Notice disclosed that Rivas is provided a company car for use. To provide further details on the company car, it is a Ford F-150 with the monthly payment of \$934.31. The car is used intensively with the business as a work truck, but is also used by Rivas for his commuting to and from his home and work.

The Insider Compensation Notice also stated that Rivas was due a pay raise from \$70,000 a year to \$100,000 per year, and noted that even this new rate of compensation was far below industry norms. To provide further disclosure, Rivas has not had an increase in his compensation for many years, and at the \$70,000 a year rate, many of the workers and foremen were making more income than Rivas, the company president. The new rate of pay, \$100,000 per year, went into effect on 3/21/2022.

As a convenience to the interested parties, the original Insider Compensation Notice is attached hereto.

Dated this 15 April 2022.

M Jones and Associates
Attorneys for Debtor

/s/ Michael Jones
Michael Jones

Attorney Name, Address, Telephone and FAX Michael Jones CA 271574 M Jones & Associates, PC 505 N Tustin Ave, Ste 105 Santa Ana, CA 92705 714-795-2346 (voice) / 888-341-5213 (fax) mike@mjonesoc.com	File with U.S. TRUSTEE Only
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA	
In re: RVR General Construction, Inc. <small>Debtor(s)</small>	Chapter 11 Case Number 6:22-bk-10891-RB
NOTICE OF SETTING/INCREASING INSIDER COMPENSATION	

1. Name of Insider:	Rafael Rivas (President)
2. Relationship to Debtor (i.e. owner, partner, officer, director, shareholder).	President and sole shareholder of the Debtor
3. Date when relationship with Debtor commenced:	This insider is the founder of the business and has been with the Debtor since its inception
4. Position title:	President
5. Position Description:	This insider is the President and ultimate decision maker of the Debtor
6. Assigned Duties:	This insider manages all daily operations of the Debtor, as well as acquiring new business and marketing
7. Date employed in current position:	The insider has always been in the same position since the business began
8. If previously employed by Debtor within past two years in a different position, state position(s) and date(s).	The insider has always been in the same position.
9. Number of hours worked per week:	40-50
10. Total amount of compensation and payment interval:	\$70,000 per year

11. Breakdown of compensation (specify amount and payment interval.)	
Salary:	\$70,000 per year
Perquisites (total, detail below):	
Car Allowance:	This insider is also provided a company car for use
Medical Insurance:	
Life Insurance:	
Business Expenses:	
Other (Specify):	
12. Identify the source of the funds to be used to pay compensations specified in No. 10:	Operations of the Debtor
13. Date and amount of last increase in compensation:	The insider is due a pay raise to \$100k per year from \$70k per year, which is still far below industry norms
14. Identify any creditor who asserts a security interest (whether or not Debtor disputes the validity thereof) in the receipts generated by the operation of the Debtor's business and the amount of its claim:	There are no cash collateral issues in this case
15. Specify all compensation, perquisites, loans, benefits etc. received by insider from the Debtor during the twelve month period immediately preceding the filing of the Chapter 11 Petition (Attach W-2, 1099, Individual Payroll Cards and other related forms):	The Debtor has only received his salary compensation; copy of IRS 1125-E showing compensation attached
Compensation:	Approx. \$70,000 per year
Loans:	
Perquisites (Specify):	

I declare under penalty of perjury that the answers contained in the foregoing Notice are true and correct.

Dated: 3/17/2022

Rafael Rivas

Print Name and Title of Authorized Agent for Debtor



Signature of Authorized Agent for Debtor

Attach proof of service on Creditors' Committee or the Twenty Largest Creditors if no committee has been formed, and to any secured creditors that claim an interest in cash collateral.

If this notice pertains to setting compensation, it must be filed and served fifteen days before any pay out of compensation, although compensation may be accrued during this period.

If this notice pertains to an increase in compensation, it must be filed and served thirty days before the date when the proposed increase takes effect.

Form 1125-E
Rev. 3-14-2015

(Rev. October 2016)

Department of the Treasury
Internal Revenue Service

Compensation of Officers

OMB No. 1545-0123

► Attach to Form 1120, 1120-C, 1120-F, 1120-REIT, 1120-RIC, or 1120S.
► Information about Form 1125-E and its separate Instructions is at www.irs.gov/form1125e.

Name _____

RVR General Construction, Inc.

Employer identification number

Note: Complete Form 1125-E only if total receipts are \$500,000 or more. See instructions for definition of total receipts.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
505 N Tustin Ave, Ste 105
Santa Ana, CA 92705

A true and correct copy of the foregoing document entitled (*specify*): **SUPPLEMENTAL STATEMENT RE INSIDER COMPENSATION FOR RAFAEL RIVAS, PRESIDENT OF THE DEBTOR** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On 15 April 2022, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On 15 April 2022, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on 15 April 2022, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

15 April 2022
Date

Michael Jones
Printed Name

/s/ Michael Jones
Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

ECF Service List

- **Caroline Renee Djang (TR)** caroline.djang@bbklaw.com, C190@ecfcbis.com;laurie.verstegen@bbklaw.com;wilma.escalante@bbklaw.com
- **Abram Feuerstein** abram.s.feuerstein@usdoj.gov
- **Todd S Garan** ch11ecf@aldridgepite.com, TSG@ecf.inforuptcy.com;tgaran@aldridgepite.com
- **Everett L Green** everett.l.green@usdoj.gov
- **Michael Jones** mike@mjonesoc.com, 2651971420@filings.docketbird.com
- **Cameron C Ridley** Cameron.Ridley@usdoj.gov
- **United States Trustee (RS)** ustpregion16.rs.ecf@usdoj.gov

AvalonBay Communities, Inc.

c/o CT Corporation, Reg Agent

818 West 7th Street

Los Angeles, CA 90017-3407

CIM Group, Inc.

c/o AVRAHAM SHEMESH, Reg. Agent

6922 Hollywood Blvd, Ste 900

Los Angeles, CA 90028-6129

Cha Rang Kim

c/o Law Office of Eunice S. Hahn, APC

3868 W Carson St, Ste 216

Torrance, CA 90503-6714

FRANCHISE TAX BOARD

BANKRUPTCY SECTION MS A340

PO BOX 2952

SACRAMENTO CA 95812-2952

(p) FORD MOTOR CREDIT COMPANY

P O BOX 62180

COLORADO SPRINGS CO 80962-2180

GARCIA & PHAN, A PROFESSIONAL LAW CORPORATIO

c/o Juan Garcia, Registered Agent

17011 Beach Blvd, Ste 900

Huntington Beach, CA 92647-5998

INTERNAL REVENUE SERVICE

P.O. BOX 7346

PHILADELPHIA, PA 19101-7346

PNC Equipment Finance, LLC

655 Business Center Drive, Ste 250

Horsham, PA 19044-3448

State of California Dept. of Industrial Rela

Labor Commissioner's Office

2 MacArthur Place, Ste 800

Santa Ana, CA 92707-7703

United States Trustee (RS)

3801 University Avenue, Suite 720

Riverside, CA 92501-3255

Caroline Renee Djang (TR)

18101 Von Karman Ave., Suite 1000

Irvine, CA 92612-0164

Michael Jones

M Jones & Assoicates, PC

505 N Tustin Ave Ste 105

Santa Ana, CA 92705-3735

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

Ford Credit

National Bankruptcy Service Center

PO Box 62180

Colorado Springs, CO 80962

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Courtesy NEF

End of Label Matrix

Mailable recipients 14

Bypassed recipients 1

Total 15